## UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK

CHRIS TERRY,

Plaintiff,

-against-

CITY OF NEW YORK; FRANK RYAN; and JOHN/JANE DOES, Nos. 1–10 (Members of the New York City Department of Correction and New York City Health and Hospitals Corporation Correctional Health Services whose names are presently unknown to plaintiff),

NOTICE OF MOTION

23-CV-5955(NRM)(JRC)

Defendants.

PLEASE TAKE NOTICE that Defendants City of New York and Frank Ryan, by their attorney, the Honorable Sylvia O. Hinds-Radix, Corporation Counsel of the City of New York, will move this Court before the Honorable Nina R. Morrison, United States District Judge, at the United States Courthouse for the Eastern District of New York at 225 Cadman Plaza East, Brooklyn, New York 11201, on a return date to be set by the Court, for a decision and order dismissing the Complaint pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, and such other and further relief as the Court deems proper.

PLEASE TAKE FURTHER NOTICE, that by Order of the Court on March 11, 2024, Plaintiff's opposition must be served on Defendants on or before May 3, 2024; and Defendants' reply papers, if any, must be served on or before May 17, 2024.

Dated: New York, New York April 5, 2023

HON. SYLVIA O. HINDS-RADIX

CORPORATION COUNSEL OF THE CITY OF NEW YORK Attorney for Defendants City of New York and Ryan 100 Church Street New York, New York 10007 (212) 356-2336

By:

Thomas Lai Senior Counsel

Special Federal Litigation Division

cc: Robert T. Perry, Esq. (via First Class Mail) 509 12th Street
Ste #2c 11215
Brooklyn, NY 11201
rtperry32@gmail.com
Attorney for Plaintiff